

U.S. Application No.

International Application No.
PCTJP99/05717

Attorney Docket No.
SAEGU77.001APC

Date April 16, 2001

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**TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 USC 371**

International Application No.: PCTJP99/05717
International Filing Date: October 15, 1999
Priority Date Claimed: October 16, 1998
Title of Invention: GREEN VEGETABLE PUREES, PROCESS FOR PRODUCING THE SAME
AND FOODS CONTAINING THE PUREES
Applicant(s) for DO/EO/US: Keiko Yamamoto and Makoto Suwa

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. (X) This is a **FIRST** submission of items concerning a filing under 35 USC 371.
2. (X) This express request to begin national examination procedures (35 USC 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 USC 371(b) and PCT Articles 22 and 39(1).
3. (X) A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
4. (X) A copy of the International Application as filed (35 USC 371(c)(2))
 - a) (X) has been transmitted by the International Bureau.
5. (X) A translation of the International Application into English (35 USC 371(c)(2)).
6. (X) Amendments to the claims of the International Application under PCT Article 19 (35 USC 371(c)(3))
 - a) (X) have not been made and will not be made.
7. (X) An oath or declaration of the inventor(s) (35 USC 371(c)(4)).
8. (X) A translation of the annexes, such as any amendments made under PCT Article 34, to the International Preliminary Examination Report under PCT Article 36 (35 USC 371(c)(5)).

Items 11. to 16. below concern other document(s) or information included:

9. (X) An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
10. (X) A FIRST preliminary amendment.
11. (X) International Application as published (cover sheet only).
12. (X) PCT Form PCT/IB/308.
13. (X) Other Items or information: **Verification of a Translation**
14. (X) A return prepaid postcard.

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15. (X) The following fees are submitted:

| | | | | FEES |
|---------------------|-----------------|-----------------|------|-------|
| BASIC FEE | | | | \$860 |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | |
| Total Claims | 22 - 20 = | 2 × | \$18 | \$36 |
| Independent Claims | 2 - 3 = | 0 × | \$80 | \$0 |
| TOTAL FEES ENCLOSED | | | | \$896 |

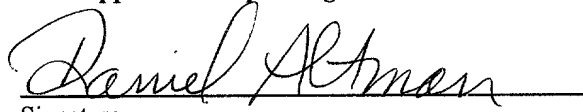
16. (X) A check in the amount of \$896 to cover the above fees is enclosed.
17. (X) Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property.
18. (X) The Commissioner is hereby authorized to charge only those additional fees which may be required, now or in the future, to avoid abandonment of the application, or credit any overpayment to Deposit Account No. 11-1410.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

KNOBBE, MARTENS, OLSON & BEAR, LLP
620 Newport Center Drive
Sixteenth Floor
Newport Beach, CA 92660

CUSTOMER NO. 20,995


Signature

Daniel E. Altman
Printed Name

34,115
Registration Number

SAEGU77.001APC

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Keiko Yamamoto et al.) Group Art Unit Unknown
)
Int'l Appl. No. : PCT/JP99/05717)
)
Int'l Filing Date: October 15, 1999)
)
For : GREEN VEGETABLE)
PUREES, PROCESS FOR)
PRODUCING THE SAME)
AND FOODS CONTAINING)
THE PUREES)
)
Examiner : Unknown)

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Preliminary to examination on the merits, please amend the above-captioned U.S. national phase application as follows:

IN THE SPECIFICATION:

On page 1 of the Specification, after the Title of the Invention ending on line 3 and before the Field of Invention statement starting on line 4, please insert -- This is the U.S. national phase under 35 U.S.C. § 317 of International application PCT/JP99/05717, filed October 15, 1999--.

IN THE CLAIMS:

Please amend the claims as indicated below:

1. (Amended) An unheated green vegetable puree which does not have catalase activity, comprising at least one acid and having a pH of about 2.7 to about 4.1.

14. (Amended) A process for preparing food comprising the vegetable puree of Claim 1.

15. (Amended) The process according to Claim 14, wherein the food is a vegetable juice.

Please add the following new Claims:

18. (New) The vegetable puree according to Claim 1, wherein the acid is an organic acid.

19. (New) The vegetable puree according to Claim 18, wherein the organic acid is an acid selected from the group consisting of citric acid, acetic acid, succinic acid, malic acid, and ascorbic acid.

20. (New) The vegetable puree according to Claim 1, further comprising at least one salt.

21. (New) The vegetable puree according to Claim 20, wherein the salt is a compound selected from the group consisting of sodium chloride, calcium gluconate, sodium gluconate, and potassium gluconate.

22. (New) The vegetable puree according to Claim 2, further comprising a salt water washing step.

REMARKS

Claims 1, 14 and 15 have been amended to more precisely claim the invention according to conventional practice before the United States Patent and Trademark Office. New Claims 18-22 have been added. As a result, Claims 1-22 are presented for examination. Support for the new Claims 18-22 can be found in the Specification on pages 9 and 11. No new matter is being added herewith.

The specific changes to the claims are shown on a separate page attached hereto and entitled VERSION WITH MARKINGS TO SHOW CHANGES MADE, which follows the signature page of this Amendment. On this page, the insertions are underlined while [the deletions are bolded and bracketed].

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Int'l Filing Date: October 15, 1999

The undersigned has made a good faith effort to place all the claims in condition for immediate allowance. Nevertheless, if any undeveloped issues remain or if any issues require clarification, the Examiner is respectfully requested to call the undersigned in order to resolve such issue promptly.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 16 Apr. 2001

By: Daniel E. Altman
Daniel E. Altman
Registration No. 34,115
Attorney of Record
620 Newport Center Drive
Sixteenth Floor
Newport Beach, CA 92660

VERSION WITH MARKINGS TO SHOW CHANGES MADE

1. (Amended) An unheated green vegetable puree which does not have catalase activity[, **contains an**] comprising at least one acid [**or acids**] and [**has**] having a pH of about 2.7[-] to about 4.1.

14. (Amended) [**Use of the vegetable puree of Claim 1 for**] A process for preparing food comprising the vegetable purees of Claim 1.

15. (Amended) The [**use**] process according to Claim 14, wherein the food is a vegetable juice.

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DESCRIPTION

GREEN VEGETABLE PUREES, PROCESS FOR PRODUCING THE SAME
AND FOODS CONTAINING THE PUREESTECHNICAL FIELD

5 The present invention relates to vegetable purees. More specifically, the present invention relates to green vegetable purees maintaining the original flavor and taste and freshness of vegetables, a process for producing the purees and foods containing the purees.

BACKGROUND ART

10 In recent years, it has been pointed out that vegetable intake is insufficient due to the popularization of instant foods and eating-out. Insufficient vegetable intake is said to be one of the
15 causes of life-style related diseases such as hypertension.

 In such situation, beverages such as vegetable juices are one of the means for easily taking vegetables.

 The vegetable juice includes products mainly
20 containing freshly squeezed vegetable juice prepared by squeezing vegetables and removing pulp components, and products mainly containing vegetable puree prepared by grinding whole vegetables. The squeezed vegetable juice, if used, necessitates the step of removing pulp
25 components after squeezing the vegetables, resulting in

low production efficiency. Furthermore, vegetable juice mainly containing such squeezed vegetable juice has the defect of failing to utilize effective ingredients and nutrients such as insoluble dietary fibers contained in the pulp components. By contrast, vegetable puree is free of such problems. When a puree is incorporated into a vegetable juice, the resulting juice has high nutrition and also has texture as if the vegetables per se were ingested.

10 Conventionally, vegetable purees are generally prepared by the process comprising the steps of washing and cutting vegetables, followed by blanching (heating in boiling water for a few minutes to inactivate enzymes and achieve pasteurization). However, the purees prepared by 15 the above conventional method have the following defects:

- 1) the original flavor and taste, freshness and nutritional elements of vegetables are lost upon heating in the blanching process;
- 2) since the blanching for enzyme inactivation and 20 pasteurization and the grinding are carried out consecutively (not concurrently), it takes time and trouble, thus impairing flavor and taste.

However, if raw vegetables are ground without blanching in order to preserve freshness, it is 25 impossible to achieve bacteriostasis or inactivate

enzymes, resulting in remarkable changes in flavor and taste and color tone. Such puree is unsuitable as raw material for the preparation of vegetable juices.

On the other hand, a method proposed for long-term preservation of purees comprises freezing raw vegetables after grinding. The method, however, has problems such as yellowing discoloration caused by enzymes upon thawing, and growth of microorganisms. To solve these problems, Japanese Unexamined Patent Publication No. 154481/1997 proposes ground vegetables prepared by heating raw ground vegetables having a pH of 3.3 to 4.5 at 60°C to 80°C for 30 seconds to 2 minutes so as to preserve the original flavor and texture of the raw ground vegetables at low temperatures or normal temperatures (-10°C to 40°C). However, since a heat treatment is carried out in the method, flavor and taste and freshness of the resulting puree are impaired.

DISCLOSURE OF INVENTION

An object of the invention is to provide a vegetable puree which is free of the above defects.

The present inventors carried out intensive research and found that when green vegetables are ground in the presence of an acid, or when an acid is added immediately after grinding, inactivation of enzymes and bacteriostasis are sufficiently achieved without carrying

out the additional step of heating and the resulting raw puree satisfactorily retains the original flavor and taste, freshness and nutritional elements of vegetables. The present inventors further found that when the raw
5 puree thus obtained is stored frozen, the puree substantially maintains the original flavor and taste and freshness of vegetables even after thawing. The present inventors further found that the unheated green vegetable puree as incorporated into a vegetable juice also
10 maintains flavor and taste. The present invention has been accomplished based on these findings.

The present invention includes the following inventions listed in items 1-15:

Item 1. An unheated green vegetable puree which does not
15 have catalase activity and contains an acid or acids and has a pH of 2.7-4.1.

Item 2. The vegetable puree according to item 1, which is obtainable by a process comprising a grinding step and an acid addition step.

20 Item 3. The vegetable puree according to item 2, which is obtainable by the process wherein the acid addition is performed before or during the grinding step.

Item 4. The vegetable puree according to item 2, which is obtainable by the process wherein the acid addition is
25 performed immediately after the grinding step.

Item 5. The vegetable puree according to item 1, which is obtainable by freezing a puree prepared by a process comprising a grinding step and an acid addition step.

Item 6. The vegetable puree according to item 5, which
5 is obtainable by the process wherein the acid addition is performed before or during the grinding step.

Item 7. The vegetable puree according to item 5, which is obtainable by the process wherein the acid addition is performed immediately after the grinding step.

10 Item 8. A food containing the vegetable puree of item 1.

Item 9. The food according to item 8, which is a vegetable juice.

Item 10. A process for preparing an unheated green vegetable puree, which comprises a grinding step and an
15 acid addition step.

Item 11. The process according to item 10, wherein the acid addition is performed before or during the grinding step.

Item 12. The process according to item 10, wherein the
20 acid addition is performed immediately after or during the grinding step.

Item 13. The process according to item 10, which further comprises freezing the ground puree.

Item 14. Use of the vegetable puree of item 1 for
25 preparing a food.

Item 15. The use according to item 14, wherein the food is a vegetable juice.

The vegetable puree according to the present invention is an unheated green vegetable puree which does not have catalase activity and contains an acid or acids and has a pH of 2.7-4.1. The puree of the present invention maintains high levels of flavor and taste and freshness which are similar to those of raw vegetables.

10 These can be confirmed by carrying out sensory evaluation tests, for example, visual inspection for signs of any browning.

The vegetable puree according to the present invention is a puree of green vegetable(s). Examples of green vegetables include cabbage, broccoli, celery, lettuce (*Lactuca sativa* L.), turnip leaves, cauliflower, komatsuna (*Brassica rapa* L.), Japanese radish (*Raphanus sativus* L.) leaves, qing-geng-cai, Chinese cabbage, spinach, Brussels sprouts, kale and the like.

20 Particularly preferred are cabbage, broccoli, celery and lettuce. Most preferable is cabbage. The puree of the present invention may be a puree of one kind of green vegetable or two or more kinds of green vegetables.

When inactivation of enzymes is insufficient, flavor and taste and color tone will change. Therefore,

25

inactivation of enzymes is essential in the puree of the present invention. By confirming inactivation of catalase, it can be assumed that the other enzymes relating to impairment of flavor and taste and color tone have also been inactivated. The inactivation of catalase can be confirmed, for example, by adding aqueous hydrogen peroxide solution to the puree and observing that no bubbling occurs.

Since the vegetable puree of the present invention is ingested as food, the viable cell count should be suppressed within the range required of food. "The viable cell count should be suppressed within the range required of food" means that the total viable cell count in the puree may be in the range usually acceptable to foods. For example, the viable cell count may be within the range that satisfies the following conditions: the puree has a total plate count of 3,000,000 cfu/g or less and is *Escherichia coli* negative. Such viable cell count meets the standard for microorganisms in frozen foods to be eaten after heating, as prescribed in the Ministry of Health and Welfare Announcement No. 370.

The puree of the present invention contains an acid or acids and has a pH of about 4.1 or less, preferably 4 or less, more preferably 3.7 or less. For maintaining the flavor and taste of vegetables, the lower

limit is pH about 2.7, preferably pH about 3.

The puree of the present invention is an unheated puree and therefore has not lost texture, flavor, taste and freshness of raw vegetables, or vitamin C and
5 like nutritional elements which are easily affected by heat.

In the present invention, "unheated" means that the production process does not comprise heat treatment. For example, unlike the conventional blanching step, the
10 process does not comprise the step of heating for several minutes for inactivation of enzymes and/or pasteurization.

The puree of the present invention can be prepared, for example, by a method comprising a grinding step and an acid addition step and not including any heat
15 treatment. The method is described below more specifically.

One or more vegetables are usually used after removing damaged or brown portions. Core removal and stem removal are not always necessary. The vegetable(s)
20 are washed and cut into pieces which can be put into a machine.

The cut pieces of vegetable(s) were placed in a crusher for processing vegetables into a puree, for example, Comitrol or Masscolloider. The grinding may be
25 carried out with a single vegetable or two or more kinds

of vegetables.

According to the production process of the present invention, vegetables are ground in the presence of an acid or acids, which may be added, for example, at the time of washing the vegetables, or during the time between the cutting step and the grinding step, or at the time of grinding. With a view to production efficiency and freshness of the puree obtained, it is preferable to add the acid at the time of grinding. In order to inactivate enzymes and achieve bacteriostasis, vegetables are ground in the presence of an acid. As an alternative, the acid may be added immediately after grinding (usually within about 5 minutes). Since the acid added immediately after grinding readily disperses evenly, the puree is unlikely to have non-uniform acid concentration, thus being preferred.

The acid(s) may be any of organic acids and inorganic acids, but organic acids are preferred.

Examples of organic acids include citric acid, acetic acid, succinic acid, malic acid and ascorbic acid. In view of flavor and taste, citric acid is preferred.

Acids that can be used further include juices of fruits containing an acid or acids such as citric acid. Examples of such fruits are lemon, acerola, kiwi, lime, yuzu (*Citrus junos* Tanaka), kabosu (*Citrus sphaerocarpa*

Tanaka), and *sudachi* (*Citrus sudachi*). Particularly preferred are lemon and lime. The fruit juice may be used as it is or in the form of a concentrate.

The acid(s) may be used in any amount, only if
5 the desired effects of the present invention are achieved. The acid(s) are preferably used in an amount to provide an acidity, calculated as citric acid, of 0.01 to about 5 wt.%, more preferably about 0.4 to about 1.5 wt.%, particularly preferably about 0.6 to about 1.3 wt.%,
10 further more preferably about 0.8 to about 1.1 wt.%, based on the total weight of the vegetable puree obtained.

The amount of fruit juice used as an acid may be suitably selected according to the kind of fruit juice and with reference to the aforementioned acidity
15 calculated as citric acid. For example, a lemon juice concentrate having an acidity (calculated as citric acid) of 24 wt.% may be added in an amount of about 0.04 to about 20 wt. parts per 100 wt. parts of the vegetable puree.

20 Grinding is usually carried out at normal temperatures. In some crushers, the temperature may slightly rise during grinding. However, if the temperature is not over about 40°C, no problems will arise and it is within the "unheated" range according to
25 the present invention.

The process for preparing the puree of the present invention may comprise adding a salt or salts. Adding a salt or salts is advantageous for inactivation of enzymes and bacteriostasis.

5 Any salts may be used if they do not adversely affect the effects of the present invention. Preferred is sodium chloride, calcium gluconate, sodium gluconate or potassium gluconate.

10 The salts may be used in any amounts, only if the desired effects of the present invention are achieved. Each salt is preferably used in an amount of about 0.01 wt. parts or more, particularly 0.2 wt. parts or more, per 100 wt. parts of the vegetables to be ground. Although there is no upper limit, the salts are usually
15 used in an amount of about 2 wt. parts per 100 wt. parts of the vegetables to be ground.

The acid(s) (and salt(s)), if added at the time of grinding, is preferably formed into an aqueous solution, fruit juice or like liquid and poured into a
20 crusher so as to evenly spread. The acid(s) (and salt(s)) may be added once or in two or more divided portions. Similarly, the acid(s) (and salt(s)), if added after grinding, is preferably used in the form of a liquid. As an alternative, vegetables may be washed with
25 water containing the acid(s) (and salt(s)), or immersed

in an aqueous solution of the acid(s) (and salt(s)) during the time between the cutting step and the grinding step. The acid(s) and salt(s) may be added at the same time or separately.

5 If the cells are disrupted too much in the grinding step, excess intracellular enzymes will be released, so that flavor and taste and quality may be impaired before inactivation of the enzymes by acid treatment. For this reason, in the case of using a
10 Comitol for grinding, the head usually has 200 or less blades, preferably 100 or less blades, further preferably 80 or less blades, although there is no specific limitation on the head, only if the desired effects are achieved. Although there is no specific lower limit, the
15 lower limit could be about 50 blades.

 The puree may have any grain size only if the desired effects of the present invention are achieved. For the above reasons and in the light of texture, the puree preferably has a grain size such that 25 wt.% or
20 more of the puree is retained on 12 to 30 mesh sieves.

 The puree thus obtained may be subjected to a freezing treatment. The puree can be frozen by any of the conventional methods for freezing foods, as prescribed in the Food Sanitation Law, for example, by
25 packing the puree in a 18-liter can and storing the

canned puree in a freezing room at -20°C or below.

The frozen puree may be refrigerated so as to maintain the puree at a temperature not higher than -20°C and thawed before use by the conventional method. The
5 thawing is preferably carried out while maintaining the puree at a temperature of not higher than 10°C , for example, by immersing the puree in about $10-20^{\circ}\text{C}$ water for about 10 to about 15 hours, or by allowing the puree to stand at room temperature overnight for partial
10 thawing, followed by forming the puree into a sherbet which is used as it is to prepare a food.

When the puree is preserved in a frozen state, the viable cell count decreases.

The puree of the present invention includes
15 unfrozen raw purees, frozen purees and thawed purees. The raw purees are preferably used as they are to prepare beverages or like foods. For preservation, the purees are preferably stored in a frozen state.

The aforementioned production processes are
20 exemplary processes for preparing the vegetable puree of the invention. The puree of the present invention includes any unheated green vegetable purees having no catalase activity and containing an acid or acids and may be prepared by the other production processes.

25 The vegetable puree of the present invention

may be used alone or in combination with other food materials for preparation of various foods. The puree is especially suitable for use in foods where high freshness of vegetables is required.

5 Thus, foods containing the vegetable puree of the invention are included in the scope of the present invention.

10 Examples of foods include beverages such as vegetable juices; seasonings such as dressings, various sauses and like foods. Especially preferred are vegetable juices or like beverages containing the vegetable puree of the present invention.

15 The food of the present invention can be prepared by the conventional method, using the vegetable puree of the present invention together with other food materials and/or additives usually used in such form of food. Examples of other additives and food materials include sweeteners, colorants, antioxidants, vitamins, flavoring agents and thickening agents. Further,
20 vegetable and/or fruit purees other than the green vegetable puree of the invention, and squeezed juices may be added, if necessary.

 In the preparation of foods, the pH may be adjusted by the conventional method.

25 The vegetable puree content of the food

containing the vegetable puree of the invention may be suitably selected from a wide range according to the kind of food, etc. and may be, for example, about 1 to about 100 wt.%, more preferably about 5 to about 95 wt.%.

5 The content of the vegetable puree of the present invention in vegetable puree-containing beverages, for example, cabbage puree content is preferably about 5 wt.% or more, more preferably 8 wt.% or more, with the view of maintaining the original freshness and
10 nutritional elements of vegetables after heat pasteurization as prescribed in the Food Sanitation Law. The upper limit of the content is usually about 40 wt.%, preferably about 25 wt.%, in view of easiness to drink. The contents of other vegetable purees may be suitably
15 selected with reference to the cabbage puree content.

 In the case of preparing vegetable juices, the juices when packed in cans may be quickly heated for pasteurization (for example, heating for several seconds at about 90°C), as prescribed in the Food Sanitation Law,
20 Section D "Standards for foods", Item "Soft Drinks".

 The conventional methods for preparing purees comprise heating the puree for pasteurization in a blanching treatment. Therefore, when the puree is used for preparing a vegetable juice, the puree is subjected
25 to heat treatment at least twice, including the heat

treatment for pasteurization at the time of packing the juice as prescribed in the Food Sanitation Law. By contrast, the vegetable puree prepared by the above process of the present invention is not subjected to heat
5 treatment at the stage of raw material processing and heated only once after forming a vegetable juice. Therefore, the vegetable juice prepared using the vegetable puree of the invention obtained by the above process satisfactorily retains flavor and taste,
10 freshness, and nutritional elements of raw vegetables. Similarly, the vegetable juice prepared using the vegetable puree of the invention together with a squeezed juice or a puree of other vegetables and/or fruits (e.g., heated purees prepared by the conventional method) excels
15 in flavor and taste, freshness and nutritional elements.

For example, a vegetable juice prepared using a cabbage puree as a vegetable puree of the invention together with a heated vegetable puree and/or squeezed juice has excellent flavor and taste, thus being
20 preferable. When the unheated vegetable puree of the invention is mixed with a heated vegetable puree and/or squeezed juice, their mixing ratio may be suitably selected. The vegetable puree of the invention is usually used in a proportion of about 5 wt.% or more,
25 based on the total weight of the vegetable puree(s)

and/or squeezed juice.

The unheated green vegetable puree of the invention satisfactorily retains the original flavor and taste, freshness, and nutritional elements of vegetables and has the same level of quality as raw vegetables. Browning or like deterioration does not occur in the vegetable puree of the invention. The vegetable puree of the invention which has been stored in a frozen state for a long time also substantially maintains flavor and taste, freshness and nutritional elements, and browning or like deterioration does not occur. Therefore, by incorporating the vegetable puree of the present invention, a high-quality vegetable juice maintaining the original flavor and taste, freshness, and nutrients of vegetables can be provided and has texture as if the vegetables per se were ingested.

BEST MODE FOR CARRYING OUT THE INVENTION

Examples and Comparative Examples are given below to describe the present invention in more detail.

Example 1

After removal of damaged or brown portions, a cabbage was washed with a 0.2% solution of Sunnysafe (trade name: sucrose fatty acid ester) and fully rinsed

with running water. The cabbage was cut in 1/16 with a kitchen knife and cut into 9.6 mm x 9.6 mm cubes with a dicer and placed into a Comitrol (manufactured by Urschel Laboratories, Inc.: a head with 80 blades, MICROCUT HEAD 080156). At the same time, a concentrated lemon juice as diluted 4-fold with water in view of work efficiency was poured into the Comitrol in an amount of 1 wt.%, calculated as acidity (citric acid), based on the total weight of the vegetable puree.

10 After grinding using the Comitrol, the resulting mixture was stirred until the whole mixture had a constant pH and a constant acidity, thus giving a raw puree.

 The puree was packed in a 18-liter can and the
15 canned puree was stored in a freezing compartment at -20°C or below to give a frozen puree.

Example 2-4

 A cabbage was placed in a Comitrol (manufactured by Urschel Laboratories, Inc.: a head with 80 blades) in the same manner as described in Example 1. At the same time, a concentrated lemon juice as diluted 4-fold with water in view of work efficiency was poured into the Comitrol in an amount of 1 wt.%, calculated as acidity (citric acid), based on the total weight of the
25 vegetable puree obtained. Added together with the

concentrated lemon juice was calcium gluconate (Example 2), sodium gluconate (Example 3), or potassium gluconate (Example 4), in an amount of 0.23 parts by weight per 100 parts by weight of the vegetable to be ground.

- 5 After grinding using the Comitrol, the same procedure as shown in Example 1 was followed to give a raw puree and a frozen puree.

Example 5

- A cabbage was placed in a Comitrol
10 (manufactured by Urschel Laboratories, Inc.: a head with 80 blades) in the same manner as in Example 1, while a concentrated lemon juice as diluted 4-fold with water in view of work efficiency was poured into the Comitrol in an amount of 1 wt.%, calculated as acidity (citric acid),
15 based on the total weight of the vegetable puree obtained. Added together with the concentrated lemon juice was sodium chloride in an amount of 0.23 parts by weight per 100 parts by weight of the vegetable to be ground.

- After grinding using the Comitrol, the same
20 procedure as shown in Example 1 was followed to give a raw puree and a frozen puree.

Example 6

- A cabbage was placed in a Comitrol
 (manufactured by Urschel Laboratories, Inc.: a head with
25 50 blades, MICROCUT HEAD 050156) in the same manner as in

Example 1. At the same time, a concentrated lemon juice as diluted 4-fold with water in view of work efficiency was poured into the Comitrol in an amount of 0.85 wt.%, calculated as acidity (citric acid), based on the total weight of the vegetable puree obtained.

After grinding using the Comitrol, the same procedure as shown in Example 1 was followed to give a raw puree and a frozen puree.

Example 7

10 A cabbage was placed in a Comitrol (manufactured by Urschel Laboratories, Inc.: a head with 80 blades) in the same manner as in Example 1. At the same time, a concentrated lemon juice as diluted 4-fold with water in view of work efficiency was poured into the Comitrol in an amount of 0.5 wt.%, calculated as acidity (citric acid), based on the total weight of the vegetable puree obtained.

After grinding using the Comitrol, the same procedure as shown in Example 1 was followed to give a raw puree and a frozen puree.

Comparative Example 1

A cabbage was cut into 9.6 mm x 9.6 mm cubes in the same manner as in Example 1 and blanched in boiling water (95°C) for 2 minutes. The blanched cabbage was drained and placed in a Comitrol (manufactured by Urschel

Laboratories, Inc.: a head with 80 blades). After grinding using the Comitrol, the resulting mixture was stirred until the whole mixture had a constant pH and a constant acidity, thus giving a puree.

5 Comparative Example 2

A cabbage was ground using the Comitrol in the same manner as in Example 1 and squeezed with a decanter to give a cabbage squeezed juice. The squeezed juice was packed in a 18-liter can and frozen in the same manner as
10 in Example 1.

Described below are evaluation methods.

First, the purees obtained in Examples 1-7 and Comparative Example 1, before being packed in 18-liter
15 cans, were evaluated for Brix, acidity (citric acid) (g%), pH, insoluble solids content (v/v%), total plate count (cfu/g), Escherichia coli count, catalase reaction, vitamin C content (mg/100ml) and flavor and taste. The squeezed juice obtained in Comparative Example 2 was only
20 evaluated for flavor and taste.

Brix was measured using a refractometer (20°C). A glass electrode pH meter was used to measure pH.

Acidity (citric acid) was determined by N/10NaOH titrimetry, insoluble solids content determined
25 by the centrifugal method, and vitamin C content

(mg/100ml) determined by the indophenol method (all JAS methods).

Total plate count and Escherichia coli count were determined by the methods described in the Ministry of Health and Welfare Announcement No. 370, Standards for Foods, Frozen Foods 1.(3).

In the catalase reaction test, the result was evaluated as positive if addition of 3% aqueous hydrogen peroxide solution causes bubbling.

10 Flavor and taste were evaluated for flavor, taste and freshness of cabbage according to the following criteria:

Score 10: excellent (highly superior to the conventional product);

15 Score 5: average (the same level as the conventional product);

Score 1: not at all (extremely inferior to the conventional product).

20 The samples used for the evaluation of flavor and taste were cabbage purees or squeezed juice per se. Table 1 shows the results.

Table 1

| | Example 1 | Example 2 | Example 3 | Example 4 | Example 5 | Example 6 | Example 7 | Comp. Ex. 1 | Comp. Ex. 2 |
|--|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-------------|-------------|
| Brix | 6.63 | 6.71 | 6.71 | 6.71 | 6.71 | 7.04 | 6.53 | 5.00 | |
| Acidity (citric acid) | 0.998 | 1.069 | 1.069 | 1.069 | 1.069 | 0.848 | 0.525 | 0.080 | |
| pH | 3.52 | 3.47 | 3.47 | 3.47 | 3.47 | 3.64 | 4.09 | 6.33 | |
| Insoluble solids content | 54 | 54 | 54 | 54 | 54 | 60 | 54 | 40 | |
| Total plate count | 200 | 200 | 200 | 200 | 200 | 100 | 300 | 1000 | |
| Escherichia coli | -* | -* | -* | -* | -* | -* | -* | -* | |
| Vitamin C | 14 | 16 | 16 | 16 | 16 | 16 | 10 | 3 | |
| Catalase reaction | -** | -** | -** | -** | -** | -** | -** | -** | |
| Flavor and Taste (puree or squeezed juice) | 8.5 | 9 | 9 | 9 | 9 | 10 | 7 | 5 | 7*** |

In Table 1, *, ** and *** mean the following.

*: In the section of Escherichia coli, "-" means Escherichia coli negative (the same applied to the tables given below).

5 **: In the section of catalase reaction, "-" means catalase reaction negative (the same applied to the tables given below).

10 ***: As regards the squeezed juice obtained in Comparative Example 2, only flavor and taste were evaluated (the same applied to the tables given below).

The purees obtained in Examples 1-6 had particularly excellent flavor and taste. These purees, after being frozen for 10 days and thawed, were tested
15 for the same evaluation items as above. Similarly, the squeezed juice obtained in Comparative Example 2 was frozen for 10 days and thawed and evaluated for flavor and taste. The samples used for the evaluation of flavor and taste were thawed cabbage purees or a squeezed juice
20 per se, and juices each prepared by mixing 40 wt.% of the thawed cabbage puree or the squeezed juice, 10 wt.% of an apple juice (four-fold concentrate) and 50 wt.% of water, followed by heating for pasteurization at 97°C for 5 seconds. In the above process, the purees and squeezed
25 juice frozen for 10 days were thawed in about 10-20°C

water over a period of about 10-15 hours. Table 2 shows the result.

Table 2

| | Example 1 | Example 2 | Example 3 | Example 4 | Example 5 | Example 6 | Comp. Ex. 2 |
|---|--------------|--------------|--------------|--------------|--------------|--------------|----------------|
| Brix | 6.52 | 6.52 | 6.52 | 6.52 | 6.52 | 6.91 | |
| Acidity (citric acid) | 1.024 | 1.043 | 1.043 | 1.043 | 1.043 | 0.829 | |
| pH | 3.49 | 3.50 | 3.50 | 3.50 | 3.50 | 3.66 | |
| Insoluble solids content | 50 | 54 | 54 | 54 | 54 | 60 | |
| Total plate count | 110 | 150 | 150 | 150 | 150 | 0 | |
| Escherichia coli | -* | -* | -* | -* | -* | -* | |
| Vitamin C | 13 | 15 | 15 | 15 | 15 | 15 | |
| Catalase reaction | -** | -** | -** | -** | -** | -** | |
| Flavor and Taste (puree or squeezed juice) | 8 | 8.5 | 8.5 | 8.5 | 8.5 | 9.5 | 7*** |
| Flavor and Taste (juice) | 8 | 8.5 | 8.5 | 8.5 | 8.5 | 9.5 | 3*** |

As is evident from Table 1 and 2, the purees of the present invention obtained in Examples 1-7 achieved excellent results. When the acidity (citric acid) was 0.6 wt.% or more (pH 4 or less) (Examples 1-6),
5 particularly excellent flavor and taste were provided.

By adding a salt and acids at the same time, the resulting vegetable purees had better flavor (Examples 2-5).

As a less number of blades were used for
10 grinding, a fresher puree was obtained (Example 6).

According to the conventional manufacturing methods, vitamin C was partially lost upon heating in the blanching process (Comparative Example 1). By contrast, the residual amount of vitamin C in the puree of the
15 present invention increased.

The squeezed juice per se had a fresh flavor and taste of cabbage but its flavor and taste were lost when the squeezed juice as incorporated into a juice was heated for pasteurization during canning. Therefore,
20 presumably, purees, not squeezed juices, are more suitable for use in food compositions such as juices which are heated for pasteurization during canning or like packing (Comparative Example 2).

In comparison of the product freshly prepared
25 and the product stored in a frozen state for 10 days,

there was not much change in physical property values.
In the frozen state, the total plate count further
decreased to the level meeting the standards for
microorganisms in frozen foods to be eaten after heating,
5 namely, "total plate count 3,000,000 cfu or less per
gram" and "Escherichia coli negative".

Browning or like deterioration did not occur in
the vegetable purees of the invention obtained in
Examples 1-6, even after being stored in a frozen state
10 for one year. Similarly, in the juices prepared using
the vegetable purees of Examples 1-6 and heated for
pasteurization according to the Food Sanitation Law,
browning or like degeneration did not occur even after a
period of time corresponding to one year in the
15 accelerated test.

The grain sizes of the purees obtained in
Example 1 (Comitrol head with 80 blades) and in Example 6
(Comitrol head with 50 blades) were measured. Table 3
shows the result.

20 The method of grain size measurement is shown
below. 50 g of a raw ground puree sample is diluted 10-
fold with water and passed through layers of tared sieves.
During this process, water is poured over the sieves in
sequence from a 12 mesh sieve so as to fully disperse the
25 sample. After the sample is allowed to stand for 2

minutes, moisture remaining on the outside and in the bottom portions of the sieves is wiped off. The weight of the residue in each sieve is determined by measuring the total weight and subtracting the tare, and the grain size distribution is calculated.

Table 3

| Mesh | Sieve opening (mm) | Example 1 | Example 6 |
|------|----------------------------|-----------|-----------|
| 12 | 1.4 | 0.4 | 5.1 |
| 14 | 1.18 | 0.9 | 3.9 |
| 16 | 1 | 1.8 | 3.7 |
| 22 | 0.71 | 4 | 8.6 |
| 30 | 0.5 | 7.3 | 10.4 |
| | Total weight (g) | 14.4 | 31.7 |
| | Residual percentage****(%) | 28.8 | 63.4 |

****: Residual percentage (%) =

$$10 \quad \frac{\text{Total weight (g)}}{50 \text{ g (sample amount)}} \times 100$$

The purees obtained using a head with 80 blades or 50 blades had a grain size such that 25 wt.% or more of the purees were retained on 12 to 30 mesh sieves (JIS standard).

Examples 8-10

Other vegetables, namely, broccoli, celery and lettuce were evaluated in a similar manner as cabbage and shown as Examples 8-10. The puree production method,

evaluation items and evaluating methods were all the same as in Example 1. Table 4 shows the results of raw purees before being packed in 18-liter cans. Table 5 shows the results of thawed purees stored in a frozen state for 10 days and thawed. The flavor and taste of juices each prepared using the thawed purees were also evaluated. More specifically, 40 wt.% of the thawed cabbage puree, 10 wt.% of an apple juice (4-fold concentrate) and 50 wt.% of water were mixed and heated for pasteurization at 10 97°C to give a juice.

Table 4

| Evaluation item | Example 8 (broccoli) | Example 9 (celery) | Example 10 (lettuce) |
|-----------------------------|-------------------------|-----------------------|-------------------------|
| Brix | 5.07 | 2.55 | 2.14 |
| Acidity (citric acid) | 0.998 | 0.998 | 0.998 |
| pH | 3.52 | 3.52 | 3.72 |
| Insoluble solids content | 51 | 22 | 31 |
| Total plate count | 100 | 5000 | 2500 |
| Escherichia coli | -* | -* | -* |
| Vitamin C | 53 | 6 | 6 |
| Catalase reaction | -** | -** | -** |
| Flavor and Taste (puree) | 8.5 | 8.5 | 8.5 |

Table 5

| Evaluation item | Example 8 (broccoli) | Example 9 (celery) | Example 10 (lettuce) |
|-----------------------------|-------------------------|-----------------------|-------------------------|
| Brix | 5.00 | 2.55 | 2.10 |
| Acidity (citric acid) | 1.024 | 1.020 | 1.028 |
| pH | 3.49 | 3.50 | 3.50 |
| Insoluble solids content | 51 | 22 | 31 |
| Total plate count | 50 | 100 | 100 |
| Escherichia coli | -* | -* | -* |
| Vitamin C | 53 | 6 | 6 |
| Catalase reaction | -** | -** | -** |
| Flavor and Taste (puree) | 8 | 8 | 8 |
| Flavor and Taste (juice) | 8 | 8 | 8 |

As is clear from Tables 4 and 5, the results of broccoli, celery and lettuce are similar to those of cabbage.

5 Examples 11 and Comparative Example 3

25 wt.% of the unheated cabbage puree obtained in Example 1, 8 wt.% of a heated broccoli puree and 50 wt.% of a mixed vegetable juice (jew's mallow, lettuce, spinach, parsley), 2 wt.% of concentrated lemon juice and
10 15 wt.% of water were mixed and heated for pasteurization at 97°C for 5 seconds to give a juice (Example 11). A juice was prepared in the same manner as in Example 11 except that the heated cabbage puree obtained in Comparative Example 1 was used in place of the unheated

cabbage puree obtained in Example 1 (Comparative Example 3). The flavor and taste of the juices (n = 9) obtained in Example 11 and in Comparative Example 3 were evaluated in the same manner as in Examples 1-10. Table 6 shows the results.

Table 6

| | Example 11 | Comp. Ex. 3 |
|-----------------|------------|-------------|
| Score (average) | 7.56**** | 6.34 |

****: The percentage risk is 5% or less; there is a significant difference.

Only the best mode and preferred embodiment of the invention has been presented in the above Examples, but it is to be understood that the invention is not limited thereto and thereby. The present invention further includes the following embodiments:

Item I. An unheated green vegetable puree which does not have catalase activity and contains an acid or acids and has a pH of 2.7-4.1.

Item I-i The vegetable puree according to item I, which is obtainable by a process comprising a grinding step and an acid addition step.

Item I-ii The vegetable puree according to item I-i, the puree being obtainable by the process wherein the acid

addition is performed before or during the grinding step.

Item I-iii The vegetable puree according to item I-i, the puree being obtainable by the process wherein the acid addition is performed immediately after the grinding
5 step.

Item I-iv The vegetable puree according to item I, the puree being obtainable by freezing a puree prepared by a process comprising a grinding step and an acid addition step.

10 Item I-v The vegetable puree according to item I-iv, the puree being obtainable by the process wherein the acid addition is performed before or during the grinding step.

Item I-vi The vegetable puree according to item I-iv, the puree being obtainable by the process wherein the
15 acid addition is performed immediately after the grinding step.

Item I-vii The vegetable puree according to item I-i or I-iv, the puree being obtainable by the process wherein the acid is an organic acid or organic acids.

20 Item I-viii The vegetable puree according to item I-vii, the puree being obtainable by the process wherein the organic acid or organic acids are used in an amount of 0.6 to 1.3 wt.%, calculated as acidity (citric acid), based on the total weight of the vegetable puree obtained.

25 Item I-ix The vegetable puree according to item I-viii,

the puree being obtainable by the process wherein the organic acid or organic acids are used in an amount of 0.8 to 1.1 wt.%, calculated as acidity (citric acid), based on the total weight of the vegetable puree obtained.

- 5 Item I-x The vegetable puree according to item I-i or I-iv, which is obtainable by a process comprising adding a salt or salts.

- 10 Item I-xi The vegetable puree according to item I-x, the puree being obtainable by the process wherein the salt or salts are one or more species selected from the group consisting of sodium chloride, calcium gluconate, sodium gluconate and potassium gluconate.

- 15 Item I-xii The vegetable puree according to item I-x, the puree being obtainable by the process wherein the salt or salts are used in an amount of 0.2 wt. parts or more per 100 wt. parts of the vegetables to be ground.

- 20 Item I-xiii The vegetable puree according to item I-xii, the puree being obtainable by the process wherein the salt or salts are used in an amount of 0.2 to 2 wt. parts per 100 wt. parts of the vegetables to be ground.

Item I-xiv The vegetable puree according to item I-i or I-iv, the puree being obtainable by a process comprising grinding vegetables using a Comitrol which has 100 or less blades on the head.

- 25 Item I-xv The vegetable puree according to item I-xiv,

the puree being obtainable by the process comprising grinding vegetables using the Comitrol which has 50 to 100 blades on the head.

- Item I-xvi The vegetable puree according to item I-xiv,
5 the puree being obtainable by the process comprising grinding vegetables using the Comitrol which has 80 or less blades on the head.

- Item I-xvii The vegetable puree according to item I-xvi,
the puree being obtainable by the process comprising
10 grinding vegetables using the Comitrol which has 50 to 80 blades on the head.

Item I-xviii The vegetable puree according to item I,
which has a grain size such that 25 wt.% or more of the puree is retained on 12 to 30 mesh sieves (JIS standard).

- 15 Item I-xix The vegetable puree according to item I,
which has a pH of 4.1 or less.

Item I-xx The vegetable puree according to item I, which has a pH of 2.7 to 3.7.

- 20 Item II A food containing the vegetable puree of item I.
Item III A composition according to item II wherein the food is a vegetable juice.

- Item III-i The vegetable puree-containing beverage
according to item III wherein the vegetable puree content
25 is 5 wt.% or more, based on the total weight of the

beverage.

- Item III-ii The vegetable puree-containing beverage according to item III-i, wherein the vegetable puree content is 5 to 40 wt.%, based on the total weight of the beverage.

Item III-iii The vegetable puree-containing beverage according to item III-i wherein the vegetable puree content is 8 wt.% or more, based on the total weight of the beverage.

- 10 Item III-iv The vegetable puree-containing beverage according to item III-iii wherein the vegetable puree content is 8 to 40 wt.%, based on the total weight of the beverage.

- 15 Item IV A process for preparing an unheated green vegetable puree, which comprises a grinding step and an acid addition step.

- Item IV-i The process according to item IV, wherein the acid addition is performed before or during the grinding step.

Item IV-ii The process according to item IV, wherein the acid addition is performed immediately after the grinding step.

- Item IV-iii The process according to item IV, which further comprises freezing the ground puree.

Item IV-iv The process according to item IV, wherein the acid is an organic acid or organic acids.

Item IV-v The process according to item IV-iv, wherein the organic acid or organic acids are used in an amount
5 of 0.6 to 1.3 wt.%, calculated as acidity (citric acid), based on the total weight of the vegetable puree obtained.

Item IV-vi The process according to item IV-v, wherein the organic acid or organic acids are used in an amount
10 of 0.8 to 1.1 wt.%, calculated as acidity (citric acid), based on the total weight of the vegetable puree obtained.

Item IV-vii The process according to item IV, which comprises adding a salt or salts.

Item IV-viii The process according to item IV-vii, wherein the salt or salts are one or more species
15 selected from the group consisting of sodium chloride, calcium gluconate, sodium gluconate and potassium gluconate.

Item IV-ix The process according to item IV-vii wherein the salt or salts are used in an amount of 0.2 wt. parts
20 or more per 100 wt. parts of the vegetables to be ground.

Item IV-x The process according to item IV-ix, wherein the salt or salts are used in an amount of 0.2 to 2 wt. parts per 100 wt. parts of the vegetables to be ground.

Item IV-xi The process according to item IV wherein the
25 vegetables are ground using a Comitrol which has 100 or

less blades on the head.

Item IV-xii The process according to item IV-xi wherein the vegetables are ground using the Comitrol which has 50 to 100 blades on the head.

- 5 Item IV-xiii The process according to item IV-xi, wherein the vegetables are ground using the Comitrol which has 80 or less blades on the head.

- Item IV-xiv The process according to item IV-xiii wherein the vegetables are ground using the Comitrol
10 which has 50 to 80 blades on the head.

ART 34 AMDT

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CLAIMS

1. An unheated green vegetable puree which does not have catalase activity, contains an acid or acids and has a pH of 2.7-4.1.

5 2. The vegetable puree according to claim 1 which is obtainable by a process comprising a grinding step and an acid addition step.

10 3. The vegetable puree according to claim 2, the puree being obtainable by the process wherein the acid addition is performed before or during the grinding step.

15 4. The vegetable puree according to claim 2, the puree being obtainable by the process wherein the acid addition is performed immediately after the grinding step.

 5. The vegetable puree according to claim 1, the puree being obtainable by freezing the puree prepared by a process comprising a grinding step and an acid addition step.

20 6. The vegetable puree according to claim 5, the puree being obtainable by the process wherein the acid addition is performed before or during the grinding step.

25 7. The vegetable puree according to claim 5, the puree being obtainable by a process wherein the acid

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addition is performed immediately after the grinding step.

8. A food containing the vegetable puree of
claim 1.

9. The food according to claim 8 wherein the
5 food is a vegetable juice.

10. A process for preparing an unheated green
vegetable puree, which comprises a grinding step and an
acid addition step.

11. The process according to claim 10 wherein
10 the acid addition is performed before or during the
grinding step.

12. The process according to claim 10 wherein
the acid addition is performed immediately after the
grinding step.

13. The process according to claim 10 which
15 further comprises freezing the ground puree.

14. Use of the vegetable puree of claim 1 for
preparing a food.

15. The use according to claim 14 wherein the
20 food is a vegetable juice.

16. (Added) The vegetable puree according to
claim 1 which has a grain size such that 25 wt.% or more
of the puree is retained on 12 to 30 mesh sieves (JIS
standard).

17. (Added) The process according to claim 10
25

[illegible][illegible]

Abstract

The green vegetable puree production process according to the present invention, which comprises a grinding step and an acid addition step and does not include a heating step, produces an unheated green vegetable puree having no catalase activity, containing an acid or acids and having a pH of 2.7 to 4.1. The puree sufficiently maintains the original flavor and taste and freshness of vegetables and is suitable for use in the preparation of foods, especially for vegetable juices.

DECLARATION AND POWER OF ATTORNEY - USA PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is

sought on the invention entitled GREEN VEGETABLE PUREES, PROCESS FOR PRODUCING THE SAME
AND FOODS CONTAINING THE PUREES

the specification of which:

- (a) is attached hereto; or
- (b) was filed on _____ as Application No. _____ or Express Mail No., as Application No. not yet known _____ and was amended on _____ (if applicable); or
- (c) ☒ was described and claimed in PCT International Application No. PCT/JP99/05717 filed on October 15, 1999 and as amended under PCT Article 19 on _____ (if any) and/or under PCT Article 34 on September 18, 2000 (if any).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;


I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56;

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent, design or inventor's certificate or any PCT international application(s) listed below and have also identified below any foreign application(s) for patent, design or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed for the same subject matter having a filing date before that of the application(s) of which priority is claimed:

PRIOR FOREIGN APPLICATION(S)

| COUNTRY (OR INDICATE IF PCT) | APPLICATION NUMBER | DATE OF FILING (day, month, year) | PRIORITY CLAIMED UNDER 37 U.S.C. § 119 | |
|------------------------------|--------------------|-----------------------------------|--|----|
| Japan | 1998-295767 | 16/10/1998 | YES X | NO |
| | | | YES | NO |
| | | | YES | NO |
| | | | YES | NO |

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior



United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S.A. Application(s)

Application No.: _____ Filing Date: _____ Status: _____

POWER OF ATTORNEY: I hereby appoint the registrants of Knobbe, Martens, Olson & Bear, LLP, 620 Newport Center Drive, Sixteenth Floor, Newport Beach, California 92660, Telephone (949) 760-0404, Customer No. 20,995.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

----- 1-00 -----
Full name of sole or first inventor: YAMAMOTO Keiko

Inventor's signature Keiko Yamamoto Day 27th Month March Year 2001

Residence (city and country): Mishima-gun, Osaka 618-0011, Japan JPX

Citizenship: Japan

Post Office Address: 3-10-25, Hirose, Shimamoto-cho, Mishima-gun, Osaka 618-0011, Japan

----- 2-00 -----
Full name of second inventor: SUWA Makoto

Inventor's signature Makoto Suwa Day 27th Month March Year 2001

Residence (city and country): Minoo-shi, Osaka 562-0023, Japan JPX

Citizenship: Japan

Post Office Address: 2-6-12-403, Aomataninishi, Minoo-shi, Osaka 562-0023, Japan

Full name of third inventor: _____

Inventor's signature _____ Day _____ Month _____ Year _____

Residence (city and country): _____

Citizenship: _____

Post Office Address: _____

Send Correspondence To:

KNOBBE, MARTENS, OLSON & BEAR, LLP

Customer No. 20,995

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